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PATENT APPLICATION

OUR DOCKET NO. 20030086.ORI

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re App : Terry Harmston : February 18, 2004  
Serial No. : 10/046,682 : Art Unit 3634  
Filed : January 16, 2002 : Examiner Alvin C. Chin Shue  
Title : LADDER STEP AND PLATFORM

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## STATUS LETTER

Commissioner for Patents  
P.O. BOX 1450  
Alexandria, VA 22313-1450

Dear Sir:

On December 8<sup>th</sup>, 2003, you called me to ask if the Office Action was responded to. After checking our files it was noted that we had never received an Office Action from the patent office to respond to. You stated that the Office Action was mailed to James Cwayna at 8905 Wood Cliff Road, Bloomington, Minnesota. Mr. Cwayna was the former attorney of record in this case, however, he had a severe stroke and is no longer practicing. A substitute Power of Attorney and Change of Correspondence Address listing Nikolai & Mersereau as the attorneys of record is on file in this case.

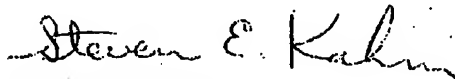
In our December 8<sup>th</sup> conversation, you said that you would look into the matter of sending the last Office Action to the wrong address. We have to date not received an Office Action. The PAIR system currently lists the application as abandoned for failure to respond to an Office Action. As noted above, the Office Action was never received and is still expected. Please send the Office Action to:

Steven E. Kahm, Esq.  
Nikolai & Mersereau, P.A.  
900 Second Avenue South  
Suite 820 International Centre  
Minneapolis, Minnesota 55402

Since the Patent Office has abandoned the patent application knowing that it had sent the Office Action to the wrong address we expect the Patent Office to withdraw the abandonment and send the Office Action as promised.

Sincerely,

NIKOLAI & MERSEREAU, P.A.

  
Steven E. Kahm

SEK/acl  
Enclosures

#### CERTIFICATE OF MAILING

I hereby certify that the foregoing Status Letter two (2) pages, and a return receipt postcard for the application Serial No. 10/046,682 of inventor, TERRY HARMSTON, filed January 16, 2002, for "LADDER STEP AND PLATFORM" was deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313, on Wednesday, February 18, 2004.



Anna Lemke  
On Behalf of Steven E. Kahm